

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

DATE: Nov 15, 2005

CLERK'S MINUTES OF HEARING

HEARING BEFORE: SPECIAL MASTER VICKIE L. GABIN

CASE NAME & NUMBER: STATE OF NEW MEXICO V. ARAGON, 69-cv-07941-BB

RIO CHAMA ADJUDICATION, SECTIONS 3, 5 & 7

DATE OF HEARING: NOVEMBER 8, 2005 TIME: 9:30 a.m.

COUNSEL:

PLEASE SEE ATTACHED LIST

NOTES: RE: ORDER SETTING STATUS CONFERENCE (# 8032 Filed 10-19-05).

Matters addressed included the following:

1) general status of adjudication; open subfiles in Sections 3 & 7;
Scheduling order for Section 7 subfiles CHTA-001-0001 + 0002,
CHTA-002-0001 + 0002, CHTA-002-0003 & CHTA-003-0001 (is delayed)
until after Special Master meets with persons from the
community; disputed subfiles are not yet "ripe" for the
trial track; Liwaq ditch issues are nearly resolved;
Ranchitas work is proceeding; OSE to report progress at
next status conference; Federal non-Indian & non-Ind
and Securis River claims; draft consent order and maps
will be served to parties on November 30; technical)

Court Reporter: None

Others attending: see attached list

8062

Chama, Dec 3, 5 & 7 Status Conference Nov 8, 2005

- personnel have resolved mapping and some other issues.
- 2) Disputed Subject: CHRU-004-0039: Disputed Motion and Motion in Lemene to be filed by Jan 15, 2006; Disputed Subject: CHRU-003-0001: attorneys for parties and for the OSE agreed that this issue can be resolved.
- 3) CIR: Question of which weather station data to be used; program delayed by scheduling problems; parties are to report on this at next Status Conference.
- 4) Wild and Scenic River claims: difficulty in determining flow rates should be measured; the claim is in draft which must be approved as to language by Secretary's authority; rest of schedule, including the time for acquiescence to come into the process will be discussed at the next status conference in February 2006.
- 5) Ficarola claims: the Chama Land & Cattle Company subject should be done by the end of the year; the Willow Creek issues will take 5-6 months.
- 6) Approximate dates for completion of historical research were given; the Special Master instructed the parties to present her with a new schedule with their best estimates on times to resolve those matters.
- 7) Notice regarding the February 14, 2006 Status Conference will be sent out by mid-January.

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September 19, 2005

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CHAMA ADJUDICATION

State of New Mexico ex rel. State Engineer v. Aragon, 69cv07941-BB-ACE
Sections 3, 5 & 7 Status Conference

Tuesday, November 8, 2005

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Please Print

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